



भारत का राजपत्र

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नई दिल्ली, शनिवार, अक्टूबर 14, 1972 (आष्टवत 22, 1894)

No. 30]

NEW DELHI, SATURDAY, OCTOBER 14, 1972 (ASVINA 22, 1894)

इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि वह भाग संकलन के रूप में रखा जा सके

(Separate paging is given to this Part in order that it may be filed as a separate compilation)

भाग III—खण्ड 3

(PART III—SECTION 3)

लघु प्रशासनों से सम्बन्धित अधिसूचनाएं

(Notifications relating to Minor Administrations)

UNION TERRORY OF DADRA AND NAGAR HAVELI

Silvassa, the 30th September 1972

No. ADM/Law/164(18).—In exercise of the powers conferred by Section 3(1)(b) of the Minimum Wages Act, 1948 (Act No. XI of 1948), the Administrator, Dadra and Nagar Haveli, hereby proposes to revise the minimum rates of wages fixed in his Notification No. ADM/Law/164(18) dated 17-10-1967, as specified in the Schedule hereto annexed.

Now therefore by virtue of the provisions contained in Section 5(1)(b) of the Minimum Wages Act, 1948, the Administrator hereby issues and publishes this draft notification for purposes of the revision of rates as aforesaid;

The Secretary to the Administrator, Dadra and Nagar Haveli is hereby authorised to receive representations from the persons likely to be affected by proposed revision.

Such representations shall be so forwarded to the Secretary to the Administrator, as to reach him latest by 29th November, 1972. Any representation received after this date will not be considered.

They will be taken into consideration on or after 30-11-1972. All the persons likely to be affected by this

proposal are therefore requested to send their representations containing objections, suggestions, if any, to the Secretary to the Administrator by 29-11-1972.

By order of the Administrator,

SCHEDULE

The Minimum Wage rate payable for any Agricultural labour as mentioned in Part II of the Schedule provided to the Minimum Wages Act, 1948 shall be at the rate of Rs. 3/- (Rupces three) per day per person in the whole of the Union Territory of Dadra and Nagar Haveli irrespective of the fact whether the person employed is a male, female or an adolescent.

JAGDISH SAGAR
Collector,
Dadra and Nagar Haveli,
Silvassa.

AUTHORISED FOR ISSUE

Sd/- ILLEGIBLE

Secretary to the Administrator,
Dadra and Nagar Haveli,
Silvassa.

UNION TERRITORY OF DADRA AND NAGAR HAVELI

Silvassa, the 29th September 1972

No. ADM/LAW-LR-(1).—In exercise of the powers conferred upon him under clause (11) of section 2 of the Dadra and Nagar Haveli Land Reforms Regulation, 1971 (No. 3 of 1971), the Administrator, Dadra and Nagar Haveli, hereby empowers the Secretary to the Administrator, Dadra and Nagar Haveli, Silvassa, being an Officer not below the rank of Sub Divisional Officer, to exercise and perform all the powers and functions of the Collector under the said Regulation.

No. ADM/LAW/LR(2).—In exercise of the powers conferred upon him under clause (b) of rule 2 of the Dadra and Nagar Haveli Land Reform Rules, 1972, the Administrator, Dadra and Nagar Haveli hereby empowers Shri J. P. Gupta, Land Reforms Officer, Dadra and Nagar Haveli to exercise and perform all the powers and functions of the Namlatdar under the said rules.

No. ADM/LAW/LR(3).—In exercise of the powers conferred by clause (25) of section 2 of the Dadra and Nagar Haveli Land Reforms Regulation, 1971 (No. 3 of 1971), the Administrator, Dadra and Nagar Haveli, hereby specifies that the prescribed authority in relation to the provision of the said Regulation mentioned in column 1 of the table below shall be the Officer or Officers mentioned against that provision in column 2 of that table.

TABLE

Provision of Regulation and Officer to be the prescribed authority

Section 11	..	Mamlatdar.
Section 12	..	Mamlatdar.
Section 13	..	Collector.
Section 21	..	Mamlatdar.
Section 22	..	Mamlatdar.
Section 23	..	Collector.
Section 24	..	Collector.
Section 25	..	Mamlatdar.
Section 26	..	Mamlatdar.
Section 27	..	Collector & Mamlatdar.
Section 32	..	Mamlatdar.
Section 33	..	Mamlatdar.
Section 35	..	Mamlatdar.
Section 37	..	Mamlatdar.
Section 38	..	Mamlatdar.
Section 39	..	Mamlatdar.
Section 40	..	Mamlatdar.
Section 41	..	Mamlatdar.
Section 42	..	Mamlatdar.
Section 43	..	Mamlatdar.

No. ADM/LAW/LR(4).—In exercise of the powers conferred by section 56 of the Dadra and Nagar Haveli Land Reforms Regulation, 1971 (3 of 1971), the Administrator hereby makes the following rules, namely:—

1. *Short title.*—These rules may be called the Dadra and Nagar Haveli Land Reforms Rules, 1972.

2. *Definitions.*—In these rules, unless the context otherwise requires,—

(a) “Form” means a form appended to these rules;

(b) “Mamlatdar” means an officer specially empowered by the Administrator by notification in the Official Gazette to exercise and perform all or any of the powers and functions of the Mamlatdar under these rules;

(c) “Regulation” means the Dadra and Nagar Haveli Land Reforms Regulation, 1971;

(d) “section” means a section of the Regulation;

(e) “Talathi” means an officer specially empowered by the Collector to exercise and perform all or any of the powers and functions of the Talathi under these rules;

(f) Words and expressions used but not defined in these rules shall have the meanings assigned to them in the Regulation.

3. *Transfer of land.*—(1) A person who intends to transfer any agricultural land, in respect of which occupancy rights are deemed to have been granted to him under section 4 or which has been allotted to him under section 27, shall make an application to the Collector:

Provided that no such application shall be necessary where,—

(a) the land is being mortgaged in favour of the government or a co-operative society or a bank for raising a loan for a purpose connected with the cultivation of the land; or

(b) the land is being sold in execution of a decree of a Civil Court or for recovery of arrears of land revenue or government dues recoverable as arrears of land revenue.

(2) On receipt of such application the Collector may, subject to the provisions of sub-rules (4) and (5) and after such inquiry as he may deem necessary, permit the transfer if he is satisfied that the transaction is *bona fide*, or refuse to permit the transfer for reasons to be recorded in writing.

(3) The Collector shall, subject to sub-rule (2), permit the transfer only in cases where the transfer will not contravene the provisions of any law (including rules made thereunder) for the time being in force and any of the following conditions is satisfied, namely:—

(a) The land is being sold, gifted, exchanged, leased or assigned in favour of a person who *bona fide* requires the land for an approved non-agricultural purpose.

(b) The land is being sold, gifted, exchanged, leased or assigned in favour of an industrial undertaking which requires the land for an agricultural purpose directly connected with the industrial operation carried out by such undertaking.

(c) The land is being sold, gifted, exchanged, leased or assigned in favour of an educational, charitable or public religious institution.

(d) The land is being sold, gifted, leased or assigned in favour of a cooperative farming society.

(e) The land is being sold in favour of an agriculturist and the vendor is either permanently giving up the profession of agriculture or is permanently rendered incapable of cultivating the land personally.

(f) The land is being given in gift whether by way of trust or otherwise and such gift is made *bona fide* in favour of a member of the occupant's family.

(g) The land is being exchanged :—

(i) with the land of equal or nearly equal value held as occupant and cultivated personally by a member of the same family; or

(ii) with land of equal or nearly equal value situated in the same village with the object of forming a compact block or with a view to have better management of the land.

(h) The land is being leased by a person under disability.

(4) Where the transferor is a member of the Scheduled Castes or the Scheduled Tribes and the transferee is not a member of such Castes or Tribes, the Collector shall not permit the transfer unless he is satisfied that the consideration for the transfer is adequate and that the transfer will not be against the interests of the transferor.

(5) Where the transfer is by way of sale of land,—

(a) in respect of which occupancy rights have been granted to the vendor under section 4 by virtue of his having been a tenant, or

(b) which has been allotted to the vendor under section 27,

the transfer shall not be permitted before the expiration of five years from the vesting date or, as the case may be, the date of allotment unless—

(i) the consideration for the sale is not less than the market price of comparable land in the area, and

(ii) the vendor pays to the government as premium an amount equal to one half of the difference between the sale price of the land and the occupancy price which was paid by him in respect of that land.

4. *Terms and conditions of temporary lease under section 5.*—(1) The terms and conditions subject to which land shall be possessed by a person as a temporary lessee under section 5 until it is resumed in accordance with the provisions of section 23 shall be as under, namely :—

(a) the lessee shall pay to the Government as rent an amount equal to four times the land revenue assessment relatable to the extent of the land;

(b) the lessee shall not sub-lease the land;

(c) the lessee shall be liable to pay such other cess as may be payable in respect of the land;

(d) the lessee shall not intentionally commit any act of waste injurious to the land;

(e) if the lessee fails to vacate the land when required to do so in accordance with the provisions of section 23, he shall be summarily evicted.

5. *Application for declaration under second proviso to sub-section (1) of section 10.*—(1) An application for declaration under the second proviso to sub-section (1) of section 10 may be made to the Collector at any time before the determination by the Mamlatdar under clause (g) of sub-section (1) of section 22 of the land in excess of the ceiling area possessed by the applicant.

(2) Upon receipt of an application referred to in sub-rule (1), the Collector shall stay the inquiry by the Mamlatdar under section 22, if any is pending, until he makes the declaration or rejects the application.

(3) The application shall specify—

(a) the land in respect of which the declaration is required;

(b) the applicant's share in such land, and shall be accompanied by a copy of the partition document or Court order, if any.

6. *Statement under section 11.*—(1) The statement to be filed under sub-section (2) of section 11 shall be in Form I.

(2) The statement shall be filed before the Mamlatdar in duplicate together with a certified copy of the document evidencing the transfer.

(3) The particulars furnished in the statement shall be entered in a register to be maintained in Form II and one copy of the statement shall be returned by the Mamlatdar after indicating thereon the serial number under which the statement is so registered and putting thereon his signature with date.

(4) The particulars of action taken on the statement shall be indicated in the relevant column of the register.

7. (1) The particulars specified in sub-section (1) of section 12 shall be intimated to the Mamlatdar upon their being required by the Mamlatdar, during the inquiry under section 22 or by a separate notice, within such period not being less than 15 days as may be allowed by the Mamlatdar.

(2) The particulars referred to in sub-rule (1) shall be furnished in duplicate, in Form III, and one copy thereof shall be returned by the Mamlatdar after putting thereon his signature with date.

(3) If the Mamlatdar comes to conclusion that the person is not entitled to retain the whole or part of the land selected for retention, he shall call upon him to give a revised selection in Form III giving time as prescribed in sub-rule (1).

8. *Determination of value of building or structure under section 13.*—The value of a building or other structure referred to in sub-section (5) of section 13 shall be determined by the Collector, having regard to the following factors, namely :—

(a) the built area;

(b) the nature of the construction;

(c) the present cost of construction;

(d) the age and condition of the structure; and

(e) such other factors as he may consider relevant.

9. *Adjustment of occupancy price against compensation under section 20.*—(1) Where a person liable to pay any amount as occupancy price under Chapter III of the Regulation is also entitled to receive any amount by way of compensation under that Chapter, he may apply to the Collector for adjustment of the amount of occupancy price against the amount of compensation payable, within a period of 30 days from the date of the decision fixing the compensation under section 24 or the order fixing the occupancy price under section 25, whichever date is later.

(2) Where the occupancy price payable exceeds the compensation (excluding interest thereon) payable, the difference shall be paid in accordance with the provisions of sub-section (1) of section 20.

(3) Where the compensation payable exceeds the occupancy price which remains to be paid, the difference between the occupancy price and the compensation shall be paid in accordance with the provisions of section 17.

10. *Notice under section 21.*—(1) The public notice to be given under sub-section (1) of section 21 shall be in Form IV and the individual notice to be given under sub-section (3) of section 21 shall be in Form V.

(2) The statement under sub-section (1) of section 21 shall be in Form VI and shall be filed in duplicate within a period of 30 days from the date of publication of the notice under sub-rule (1) before the Mamlatdar, who shall return one copy thereof after putting thereon his signature with date.

11. *Where statement under section 21 is not filed.*—(1) Where any person fails to file the statement under sub-rule (2) of rule 10 the Mamlatdar may ascertain the required particulars by recording the statement of such person or direct any officer subordinate to him to ascertain such particulars by recording the statement of such person.

(2) Where the required particulars cannot be ascertained in the manner prescribed in sub-rule (1) the Mamlatdar may ascertain the particulars in such manner as he may deem fit.

12. *Communication of order under section 22.*—A copy of the order of Mamlatdar under section 22 shall be sent to the person concerned by registered post, or in the manner provided for service of notice in rule 43.

13. *Claim for compensation.*—(1) An application under section 24 for compensation may be made to the Collector in Form VII within 30 days from the date of communication of the order under sub-section (1) of section 22.

(2) Where no application for compensation is received within the specified period, the Collector shall proceed to decide the amount of compensation in accordance with the provisions of sub-section (2) of section 24.

14. *Payment of occupancy price.*—The notice under sub-section (1) of section 25 shall be issued by the Mamlatdar in Form VIII.

15. *Procedure for allotment of surplus land referred to in section 26(1) (i).*—The procedure for allotment of surplus land referred to in clause (i) of sub-section (1) of section 26 shall be as prescribed in rules 16 to 29.

16. *Division of the territory into zones.*—The Collector shall divide the Union territory into such zones as he may consider necessary.

17. *Extent of land to be allotted.*—The surplus land available for distribution shall be divided into plots of such size as the Collector may with the approval of the Administrator determine and no person shall be allotted more than one such plot.

18. *Calling for applications for allotment.*—As soon as may be after the total area of the surplus land available in a zone for distribution under clause (1) of sub-section (1) of section 26 is known the Mamlatdar shall publish or cause to be published in each village in the zone a public notice in Form IX calling for applications for allotment from eligible persons residing in the village.

19. *Form and manner of application.*—The application for allotment of land shall be made in duplicate to the Mamlatdar within 30 days from the date of the notice under rule 18 in Form X.

20. *Registration of applications.*—On receipt of an application under rule 19, the Mamlatdar shall cause the application to be entered in a register to be maintained in Form XI and return one copy of the application after putting thereon the serial number of the application and his signature with date.

21. *Determination of the plot of land to be allotted to an applicant.*—As soon as may be after the expiration of the period of making an application for allotment, the Mamlatdar shall consider all the applications received by him and after such further inquiry as he may deem

necessary, determine the plot to be allotted to each applicant:

Provided that the procedure specified in rules 22 to 24 shall be followed where having regard to the number of eligible applicants, the number of plots available for distribution is not adequate.

22. *Draw of lots.*—Where, having regard to the number of eligible applicants, the number of plots available in a zone for distribution is not adequate for allotment to all such applicants, the applicants to be allotted and shall be selected by draw of lots.

23. *Public notice of the draw of lots.*—Where it becomes necessary to select applicants for allotment by draw of lots, the Mamlatdar shall cause a public notice in Form XII to be published in each village within the zone announcing the time and place of the draw and calling upon all interested persons to be present at the draw.

24. *Draw of lots how to be held.*—The draw of lots shall be held publicly at the appointed time and place and the result of the draw of each lot shall be announced immediately after the draw of the lot and shall be final.

25. *Allotment order.*—(1) After determining the plot to be allotted to an eligible applicant and verifying that the plot is vacant, the Mamlatdar shall make an order of allotment in Form XIII.

(2) The allotment order shall be served on the allottee and a copy thereof shall be sent to the Talathi concerned who shall give possession of the plot as directed in the order.

26. *Effect of failure to take possession of the allotted land.*—Where an allottee fails to take possession of the plot allotted to him within a period of 15 days from the service of the order of allotment, then the order shall stand cancelled and he shall no longer be eligible for allotment of surplus land referred to in clause (i) of sub-section (1) of section 26:

Provided that where the Collector is satisfied that the failure was due to good and sufficient reasons, he may extend such period by a further period not exceeding 7 days.

27. *Talathi to report taking of possession.*—The Talathi shall send to the Mamlatdar a report of cases where the possession of land has been taken by the allottee and also of cases where the allottee has failed to take possession of the land within the period prescribed in the order of allotment or within the period of extension allowed to him by the Collector.

28. *Mamlatdar to send list of applicants not allotted land or of plots remaining unallotted.*—The Mamlatdar shall send to the Collector in respect of each zone a list in Form XIV of eligible applicants who are not allotted land or, as the case may be, a list in Form XV of plots of land remaining unallotted.

29. *Allotment of plots in one zone to applicants in another zone.*—(1) After receipt of the lists referred to in rule 28, the Collector shall determine the plots to be allotted to each applicant who has not been allotted land in his own zone, having regard to the place of residence of the applicant and the location of the plot:

Provided that where, having regard to the number of eligible applicants who have not been allotted land, the number of plots available is not adequate, the selection of applicants for allotment shall be made by draw of lots and the procedure prescribed in rules 22 to 24 shall, so far as may be, apply to the holding of such draw.

(2) After the determination of plots to be allotted under sub-rule (1), the procedure prescribed in rules 25 to 27 shall apply.

30. *Procedure for allotment of land other than land referred to in section 26(1)(i).*—The procedure for allotment of surplus land other than the surplus land referred to in clause (i) of sub-section (1) of section 26 shall, so far as may be, be as prescribed in rules 17 to 27.

31. *Conditions of allotment of land under section 27.*—Every grant of land allotted under section 27 shall be subject to the provisions of the Regulation and those rules and to the provisions of the Land Revenue Administration Regulation and the Rules framed thereunder and in particular to the following conditions, namely:—

(a) all the conditions specified in the order of allotment in Form XIII appended to these rules;

(b) such other conditions as the Collector may include in the agreement to be executed by the allottee.

32. *Lease of land under section 34.*—(1) Where a tenant entitled to the restoration of possession of land under sub-section (2) of section 34 is not willing to take possession of the land, the Mamlatdar may, by written order, and subject to the conditions mentioned thereon, lease out such land on behalf of the landlord to a landless person, failing that to any other agricultural labourer, and failing that to a small holder.

(2) The rent payable by the new tenant shall be determined by the Mamlatdar, provided that the rent so determined shall not be less than the rent which was being paid by the previous tenant.

33. *Form of receipt for rent.*—(1) The receipt for rent to be given under sub-section (1) of section 36 shall be in Form XVI.

(2) The tenant shall sign, or put his left hand thumb impression upon, the counterfoil of the receipt in token of his having received it.

34. *Application for refund of excess rent.*—An application for refund of excess rent under sub-section (1) of section 37 shall be made to the Mamlatdar within a period of 60 days from the date of payment.

35. *Application for deposit of rent.*—An application for deposit of rent under sub-section (1) of section 39 shall be made to the Mamlatdar in Form XVII.

TABLE

Description		Fee for persons belonging to S.C. or S.T.	Fee for other persons.
1	2	3	
Appeal under section 44	50 paise	2 rupees.
Appeal under section 45	1 rupee	5 rupees.
Application for revision under section 46.	1 rupee	5 rupees
Any other application.	15 paise.	50 paise.

42. *Procedure for inquiries.*—(1) Every inquiry under the Regulation shall be held at a time and place which shall have been intimated to the persons concerned and an inquiry once commenced shall not be adjourned for a period exceeding 10 days at a time except in accordance with rule 7.

(2) If on the date fixed for the inquiry or on any date to which the inquiry has been adjourned any party does not appear, the inquiry may be conducted in his absence and the order may be passed *ex parte*.

36. *Remission and suspension of rent.*—(1) The Mamlatdar shall determine in each case the nature and extent of the relief which a landlord is bound to give and a tenant is entitled to receive under sub-section (1) of section 40, in accordance with sub-rules (2) and (3).

(2) Where the relief to the landlord is by way of suspension for any period of time of the whole or any portion of the annual land revenue assessment, the relief to the tenant shall be by way of suspension of the rent for the same period and the portion of the rent to be suspended shall bear the same proportion to the total rent payable as the portion of the annual land revenue assessment suspended bears to the total annual land revenue assessment payable.

(3) Where the relief given to the landlord is by way of remission of the whole or part of the annual land revenue assessment, the relief to be given to the tenant shall be by way of remission of rent and the portion of rent remitted shall bear to the total rent payable, the same proportion as the portion of land revenue assessment remitted bears to the total rent payable, the assessment.

38. *Application for occupancy right under section 42.*—An application by a tenant for occupancy rights under sub-section (2) of section 42 shall be made to the Mamlatdar in Form XVIII.

39. *Application for restoration of possession.*—An application for restoration of possession under sub-section (1) of section 43 shall be made to the Mamlatdar within six months from the date of commencement of the Regulation.

40. *Period of limitation for appeals etc.*—(1) Every appeal under section 44 shall be filed within a period of 30 days from the date of the impugned order.

(2) Every appeal under section 45 shall be filed within a period of 60 days from the date of the impugned order.

(3) Every application for revision under section 46 shall be filed within a period of 120 days from the date of the impugned order.

(4) In computing the period referred to in sub-rule (1), (2) or (3), the time taken to obtain a certified copy of the impugned order shall be excluded.

41. *Court fees.*—An application or appeal mentioned in column (1) of the table below shall bear a court fee stamp of the value specified against it in column (2) or (3) of the table.

(3) Any party aggrieved by an order passed *ex parte* against him may apply, within 30 days from the date of such order, to the authority that conducted the inquiry to have the order set aside on the ground that he was prevented by sufficient cause from being present, and such authority may set aside the order and hold a fresh inquiry.

(4) The order in every inquiry shall be communicated to the persons concerned by pronouncement at a time and place which shall have been intimated to them, except in the case referred to in rule 12.

43. *Service of individual notices.*—(1) Every notice to be served on an individual shall be served on him at his ordinary place of residence.

(2) Where the individual is not found at such place, the notice may be served on any adult member of his family.

(3) Where the service of the notice cannot be made on the individual or on any member of his family, it may be served by affixing a copy of the notice on the outer door of the house in which the individual ordinarily resides or at the place where he is known to work or carry on business.

(4) Where the service of notice is by affixing a copy thereof in the manner provided in sub-rule (3), such service shall be made in the presence of two respectable persons residing in the village whose signatures shall be obtained on the copy of the notice to be returned to the authority issuing the notice.

(5) Notwithstanding anything contained in this rule, service may be made on a person by sending the notice to him by registered post.

44. *Public notices how published.*—Any public notice required to be given in a village shall be published by beat of drum in all padas (localities) of the village and by affixing copies thereof on the notice board of the office of the authority giving the notice, at the chavdi (patelad) and also at conspicuous places in all localities of the village.

By order of the Administrator,

JAGDISH SAGAR
Collector,
Dadra and Nagar Haveli,
SILVASSA

SILVASSA,
Dated :—29-9-1972.

FORM I

[See rule 6 (1)]

Statement to be furnished under sub-section (2) of section 11 of the Dadra and Nagar Haveli Land Reforms Regulation, 1971.

1. Name of holder :

2. Place of Residence :

3. Names of members of family and relationship to holder:—

Name	Age	Relationship.
4. Ceiling applicable to holder/family :—		
5. Details of land held before new acquisition.		
Name of village 1	Survey Number/Sub-division, 2	Area 3

6. Details of new acquisition.

Date of acquisition.	Area of land acquired.	Village in which land is situated.	Survey number/Sub-division	Nature of acquisition i.e. whether by sale, gift, inheritance etc.
1	2	3	4	5

Signature of the applicant.

FORM II

[See Rule 6 (3)]

Register of acquisitions

Serial Number	Name of the holder.	Ceiling applicable to holder/family.	Area of land held prior to acquisition.
1	2	3	4

Area of land acquired (under this application) Particulars of land acquired village survey Number etc. • Action taken.

5	6	7

FORM III

(See Rule 7)

Intimation of land selected for retention within the Ceiling area.

1. Name of holder :

2. Address :

3. Particulars of Land possessed and land selected to be retained.

Serial Number.	Name of Village.	Land possessed		Land chosen to be retained	
		Survey Number	Area	Survey Number	Area
1	2	3	4	5	6

Details of encumbrances, if any, on the land not selected for retention.

7

Signature of the person.

FORM IV

[See rule 10(1)]

Public notice under sub-section (1) of section 21 of the Dadra and Nagar Haveli Land Reforms Regulation, 1971.

Whereas the Dadra and Nagar Haveli Land Reforms Regulation, 1971 has come into force with effect from this public notice is hereby given to every Alwara holder, Terem holder, tenant and other person interested in any land to file before the undersigned, within a period of 45 days from the date of publication of this notice, a statement giving details of lands and their rights therein in Form VI prescribed under sub-rule (2) of rule 10 of the Dadra and Nagar Haveli Land Reforms Rules, 1972.

Place :—

Date :—

Mamlatdar.

FORM V

[See rule 10(1)]

Notice under sub-section (3) of section 21 of the Dadra and Nagar Haveli Land Reforms Regulation, 1971.

To, Shri Village Whereas a public notice calling upon all Alwara-holders Terem-holders, tenants and other interested persons to file before the undersigned a statement in Form VI prescribed under sub-rule (2) of rule 10 has been given on in your village, you are required to furnish the said statement in duplicate on or before to the undersigned.

If you fail to furnish the required details in the Form VI (enclosed herewith) in duplicate on or before further action will be taken in accordance with the provisions of sub-section (5) of section 21 of the Regulation.

Place :—

Date :—

FORM VI

[See Rule 10 (2)]

Form of statement to be filed (in duplicate) under sub-section(1) of section 21 of the Dadra and Nagar Haveli Land Reforms Regulation, 1971.

N.B. :—Separate Forms are to be filled for holdings in different villages.

PART I

Details regarding the holder and members of his family.

Name of the holder

Place of residence

Village.....

Names of members of holder's family and age. (wife, husband, minor sons and unmarried daughters).	Relationship with holder.	Whether [the land is held as member of H. J. F. or a family joint in estate or possession or if so give names of such joint family.	Whether any other land is held jointly with any other person society etc. If so, give names thereof.
1	2	3	4
Whether any member of the family holds land separately in his own right; if so give details.	Whether the holder is a person under disability.	Whether the holder is a member of Scheduled Castes/Scheduled Tribes.	
5	6	7	

*Part II*Details of land held on the appointed day *i.e.* 20th August, 1964 and transfer and acquisitions thereafter.(a) *Land held separately in own name*

Sl. No.	Village in which situated	Survey No.		Area		Whether the land is used for agricultural purposes. If not, state whether it is grass land or forest land or state the purpose for which used
		Sub-division number		H.	A.	
1	2	3	4		5	

Whether still held	If transferred, date of transfer, name of transferee and nature of transfer <i>i.e.</i> , by sale, gift, mortgage, etc.	If acquired, date of acquisition and name of transferor.	Tenure of land—whether Alwara/Terem, Give number and date of Alwara/Terem document.
6	7	8	9

Nature of right—whether as Alwara holder/Terem holder/ tenant/mortgagee-in-possession.	Whether under personal cultivation	If tenanted, the name of the tenant	Details of encumbrance, if any. In case of mortgage with possession, state name and address of mortgagee.
10	11	12	13

(b) *Land held jointly with other person, society or as member of a joint family, etc.*

Sl. No.	Village in which situated	Survey No.		Area		Whether the land is used for agricultural purposes. If not, state whether it is grass land or forest land or state the purpose for which used.
		Sub-division number		H.	A.	
1	2	3	4		5	

Whether still held	If transferred, date of transfer and name of transferee and nature of transfer <i>i.e.</i> , by sale, gift, mortgage, etc.	If acquired, date of acquisition and name of transferor.	Tenure of land, whether Alwara/Terem. Give details of number and date of document.	Whether under personal cultivation.
6	7	8	9	10

Holder's share	If held jointly, give names of joint holders.	Details of encumbrances, if any. In the case of mortgage with possession, state the name and address of mortgagee.	If tenanted, the name of the tenant.
11	12	13	14

(c) Details of farm buildings, dwelling houses and other structures in the lands detailed in (a) and (b).

Village in which situated	Survey No.	Nature of the structure.	If the structure is a dwelling house, state whether the occupant of the house is a cultivator, agricultural labourer or village artisan and give his name.
	Sub-Division No.		
1	2	3	4

(d) Particulars relating to land, if any, in respect of which application under section 7 of the Free Dadra and Nagar Haveli Tenancy and Agricultural Lands Ordinance, 1961 is pending.

Village in which situated	Survey No.	Name and address of person who has made the application.
	Sub-division No.	
1	2	3

I, resident of do hereby solemnly declare that the above statement contains to the best of my knowledge and belief correct and complete information in respect of all the lands held by me in my own name and jointly with others. I further declare that no land so held has been left out.

Signature of the holder or of his guardian or authorised agent on his behalf.

FORM VII

(See rule 13)

Application for compensation under sub-section (1) of section 24 of the Regulation.

1. Name of the applicant :
2. Place of residence :
3. Village :
4. Taluka :

5. (I) Compensation claimed under section 13 (2) of the Regulation :—

Serial Number	Name of village Assessment	S. No. Hissa No.	Area	Amount of compensation claimed
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(a) In respect of the land held on Alwara, in respect of which no occupancy rights have been granted to any persons (i.e., land vested in Govt. as surplus land).

(b) In respect of land held on Alwara, in respect of which occupancy rights have been granted to any person other than Alwara-holder.

(II) Compensation claimed under section 13 (3) (I) and (II).

(a) In respect of land held on Terum, in respect of which no occupancy rights have been granted.

(b) In respect of land held on Terum, in respect of which occupancy rights have been granted to any person other than the Terum-holder.

(III) Compensation claimed under Sub-section (5) of section 13 read with section 16 (2).

Details of building or structure.	Village and Survey No. in which situated.	Whether Pacca or Katcha, and area.	Purpose for which used.
1(a)	1(b)	2	3

Amount of compensation claimed	How the amount claimed as compensation has been worked out.	Whether the claimant has proprietary right or any other right. If so, nature of the right.
4	5	6

(IV) Compensation claimed under section 14.

Sl. No.	Village	Survey number/ Hissa number	Area	Assessment	Amount of compensation claimed.
1	2	3	4	5	6

(V) Compensation claimed under section 16 (1) as tenant of the land.

Sl. No.	Village (Name)	Survey Number/ Hissa Number	Area	Assessment	Name of the landlord.
1	2	3	4	5	6

Tenure of land i.e., Alwara, Terum or any other. Amount of compensation claimed.

7 8

(VI) Encumbrance (if any) over land, building or other structure, in respect of which compensation is claimed.

Nature of encumbrance.	Value of the encumbrance	Hoder of the encumbrance	Land, building or structure over which encumbrance exists
1	2	3	4

(VII) Compensation claimed by other person for rights, title or interest, if any, subsisting on or over the land on the vesting date as a result of extinguishment of his right, title or interest.

Nature of the right, title or interest.	Evidence supporting the right, title or interest with copy of document, if any.	Compensation claimed.	How arrived at
1	2	3	4

Applicant's Signature.

FORM VIII

(See rule 14)

Form of notice for payment of occupancy price under sub-section (1) of section 25.

To, Shri....., Village.....

Whereas occupancy rights in respect of the land specified in the schedule hereto appended have been granted to you on and from the vesting date, you are hereby directed to pay the occupancy price in respect of the said land. The total amount payable by you is Rs.....

The above amount may be paid either in lump-sum or in annual instalments not exceeding six instalments in the following manner :—

(a) In equal annual instalments each not being less than the annual land revenue assessment payable in respect of the said land (for Scheduled Caste or Scheduled Tribe).

(b) In annual instalments each not being less than twice the annual land revenue assessment payable in respect of the said land (for those not belonging to Scheduled Tribe or Scheduled Caste).

You are hereby called upon to state your objection, if any, within fifteen days from the date of service of this notice, to the proposed occupancy price and state whether you desire to pay the amount in lump-sum or in annual instalments. If you fail to reply, within this period, it will be presumed that you have nothing to say in the matter and necessary order as deemed fit will be passed.

SCHEDULE

S. No.	Village	Survey Number/ Hissa Number	Area on which occupancy is granted (state if there is any building or structure)	Assessment in respect of lands mentioned in Col. 4	Was land held as terum holder or as tenant	Occupancy price chargeable
1	2	3	4	5	6	7

No.
Date :
Place :

Mamlatdar.

FORM IX

(See rule 18) . . .

Public notice under rule 18 of the Dadra and Nagar Haveli Land Reform Rules, 1972.

Whereas the lands vested in Government under section 3 and in respect of which no occupancy rights have been granted in accordance with section 4 of the Dadra and Nagar Haveli Land Reforms Regulation, 1971 are available for distribution;

And whereas the applications of the following categories of persons shown in section 27 of the Regulation are proposed to be considered for the present :—

(1)

(2)

etc.

Now, therefore, all eligible persons of the above categories interested in the grant of the surplus land on payment of occupancy price are hereby called upon to submit to the undersigned, within 30 days from the date of this notice, applications for grant of land in Form X prescribed under rule 19 of the Dadra and Nagar Haveli Land Reforms Rules, 1972 (Copies of forms can be had from Talathi of the village or office of the undersigned). The applicants will have to abide by the conditions of the grant of land, which can be known from the office of the undersigned.

No.

Date.

Place.

Mamlatdar

FORM X

(See rule 19)

Application for allotment of surplus land under rule 19 of the Dadra and Nagar Haveli Land Reforms Rules, 1972
(To be filled in duplicate).

1. Name of Applicant
2. Profession or means of livelihood of applicant
3. No. of family members with relationship to the applicant
4. Address or permanent residence of applicant

5. Details of land held, if any

Village	Survey No.	Area	Nature of holding
1	2	3	4

6. Details of land held by any other member of the family (Item 3).

Name of family member	Village	Survey No.	Area	Nature of holding
1	2	4	4	5

7. Category to which applicant belongs. (Here mention any of the categories mentioned in section 27 of the Regulation to which you belong).
8. Annual income from all sources (give details of each source)
9. Details of other immovable or movable property held. (Here give details of buildings, houses, cattle, shares, etc. held, with value of each).

I, do hereby state that the details given above are the correct details to the best of my knowledge and belief.

That I intend to take to cultivation of land to be allotted, personally and I bind myself to abide by all the conditions of allotment.

Signature of applicant.

FORM XI

(See rule 20)

REGISTER OF APPLICATIONS FOR ALLOTMENT OF SURPLUS LAND

Serial Number	Name of the applicant	Address	Date of receipt of application	Final order passed	Remarks (Here mention if applicant holds any land)
1	2	3	4	5	6

FORM XII

(See rule 23)

Notice of Time and Place for drawing lots for allotment of surplus land

WHEREAS certain lands in the Zone are declared surplus and whereas the surplus lands are not adequate to meet with the demands of the eligible applicants, it is proposed to select the applicants to be allotted lands by draw of lots at (place) on at (time) All persons interested are requested to remain present at the time of draw of lots.

Date :—

Place :—

Mamlatdar.

FORM XIII

[See rule 25(1)]

ALLOTMENT ORDER

In exercise of the powers conferred under section 27 of the Dadra and Nagar Haveli Land Reforms Regulation, 1971, read with rule 25 of the Dadra and Nagar Haveli Land Reforms Rules, 1972, the land in the Sche-

dule appended hereto is hereby granted to Shri of subject to the following conditions :—

(1) The grantee shall have to pay the occupancy price of Rs. in twelve equal annual instalments payable with the land revenue of such land.

(2) The first instalment of occupancy price shall be payable before the first day of the revenue year immediately following the expiration of five years from the date of allotment.

(3) The grantee shall cultivate the land personally and shall bring the land under cultivation within a period of two years from the date of allotment.

(4) The grantee shall not transfer his rights in the land by way of lease, sale, mortgage etc. except with the permission of the Collector.

(5) The grantee shall take possession of the land allotted to him within 15 days from the date of service of this order failing which the order shall stand cancelled.

(6) The grantee shall execute an agreement, as may be prescribed by the Collector.

(7) The land shall be liable to resumption, without any compensation, for breach of the above and other conditions of agreement, provided that any instalments of occupancy price already paid shall be refunded.

SCHEDULE

Serial Number	Name of village	Survey Number	Area	Assessment
1	2	3	4	5

No.

Date.

Place.

Mamlatdar.

FORM XIV

(See rule 28)

List of applicants eligible for grant of surplus lands.

Serial Number	Name of the applicant	Age	Residence	Serial No. in the register of applications	Remarks
1	2	3	4	5	6

FORM XVIII

(See rule 38)

10.

**The Mamlatdar,
Dadra and Nagar Haveli,
Silvassa.**

Name of the applicant

Age **Profession** **Residence**

Name of the Opponent.

Application under section 42(1) of the Dadra and Nagar

Application under section 42(1) of the Dadra and Nagar Haveli Land Reforms Regulation, 1971.

Details of land			
Village	Survey Number	Area	Assessment
1	2	3	4

The land shown above has been leased out by the above opponent to me and I have been cultivating it personally since the year I am entitled to get occupancy rights over that land for the following reasons:—

(to be mentioned)

I may, therefore, be declared as an occupant of the above said land under the provisions of the Land Reforms Regulation.

I agree to pay compensation to the landlord as provided in section 42(4) of the said Regulation.

Signature of the applicant